

PART III

GOVERNMENT OF PUNJAB

EXCISE AND TAXATION COMMISSIONER'S OFFICE,
PUNJAB, PATIALA

NOTIFICATION

The 23rd March, 2016

No. G.S.R.19/P.A.1/1914/S.59/Amd.(127)/2016.-In exercise of the powers conferred by section 59 of the Punjab Excise Act, 1914 (Punjab Act No. 1 of 1914) read with the Government of Punjab, Department of Excise and Taxation, Notification No.S.O. 24 /PA.1/1914/S.9/2016, dated the 17th March, 2016, and all other powers enabling me in this behalf, I, Rajat Agarwal, I.A.S., Excise Commissioner, Punjab, exercising the powers of the Financial Commissioner, make the following rules further to amend the Punjab Liquor License Rules, 1956, namely: –

RULES

1. (1) These rules may be called the Punjab Liquor License (Amendment) Rules, 2016.
- (2) They shall come into force on and with effect from the date of their publication in the Official Gazette in respect of the procedure for the allotment of liquor vends, allotment fee, application fee, security amount, renewal of licenses and excise arrangements and in respect of other matters, these rules shall come into force on and with effect from 1st day of April, 2016.
- 2 In the Punjab Liquor License Rules, 1956 (hereinafter referred to as the said rules), in rule 1, in the table, under the heading captioned as " I Foreign liquor, "- .
 - (a) for Form L-1 A and the entries relating thereto, the following Forms and entries shall be substituted, namely:-

"L-1A (IMFL)	Whole sale vend of Indian Made Foreign Liquor (except Beer), Wine and Ready to Drink beverages to the L-1 licensee only, authorized to purchase liquor from distilleries,	Fixed fee	Collector with the prior approval of Excise Commissioner	Collector
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	bottling plants and wineries (manufacturing units of IMFL, Wine and RTD) from both, within and outside the State.			
L-1A (BIO)	Wholesale vend of Imported Foreign Liquor (BIO Brands) to the L-1 licensee and L-1B licensees only authorized to purchase imported foreign liquor (BIO Brand) from custom bond both, within and outside the State.	Fixed fee	Collector with the prior approval of Excise Commissioner	Collector
L-1A (BEER)	Wholesale vend of Beer, to L-1 licensee only, authorized to purchase Beer from breweries both, within and outside the State.	Fixed fee	Collector with the prior approval of Excise Commissioner	Collector."
(b)	after Form L-5C and the entries relating thereto, the following Form and entries shall be inserted, namely:-			
"L-5CC	Additional retail vend of foreign liquor including Beer, Wine and Ready to Drink beverages in a hotel below 3 star category (supplementary in Form L-3, L-4 and L-5) and restaurants (supplementary in Form L-4 and L-5)	Fixed fee and assessed fee	Collector	Collector."
(c)	after Form L-12C and the entries relating thereto, the following Form and entries shall be inserted, namely:-			
"L-12CC	Additional license for the retail vend of foreign liquor, including Beer, Wine and Ready to Drink beverages at a club or in the lawns attached to that club	Fixed fee and assessed fee	Collector	Collector."

3. In the said rules, for rule 25, the following rule shall be substituted, namely:-

“25. (1) The amount of fixed fee and security in respect of different kinds of licenses, granted under these rules, shall be as follows:-

Serial No.	Kind of License	Rate of annual license fee (Rs.)	Rate of security (Rs.)
1	L-1 (Grant and Renewal)	50,00,000	15,000
2	L-1A (IMFL)	2.50 Crore	25,00,000
3	L-1A (BIO)		
	(i) Sale upto 1,000 cases	5,00,000	15,000
	(ii) Sale from 1,001 to 50,000 cases	12,00,000	15,000
	(iii) Sale above 50,000 cases	15,00,000	15,000
4	L-1A (Beer)	1.5 Crore	15,00,000
5	L-1B	6,60,000	Nil
6	L-2	At the rate of Rs. 257/-per Proof Litre on allotted quota and at the rate of Rs. 22/- per bulk litre on quota of Beer.	12 per cent of the amount of license fee.
7	L-2A (Urban & Rural)	1,000	Nil
8	L-2B	11,00,000	Nil
9	L-2C	Equivalent to the fee fixed for one unit for the Municipal Corporation, Ludhiana	15 percent of the amount of License fee
10	L-2D	66,000	Nil
11	L-2E (Model Shop)	No Fee	Nil

12	L-3, L-4 and L-5,-		
	(i) for hotels having 4 or 5 star category certificate;	6,00,000	10,000
	(ii) for hotels in Municipal Corporations of Ludhiana, Jalandhar, Amritsar, Patiala, Bathinda and Mohali;	3,00,000	10,000
	(iii) for hotels in Municipal Corporations, other than those mentioned at (ii) above, in Municipal Committees and other areas; and	2,00,000	10,000
	(iv) for additional license for bar	50% of annual license fee of Hard Bar in case of 4 star or 5 star category Hotels and one third of annual license fee in case of other bar licenses.	
13	L-3A, L-4A and L-5A,-		
	(i) for towns having population of one lac or more; and	1,50,000	Nil
	(ii) for other towns	1,00,000	Nil
14	L-5B (Pub License),-		
	(a) Independent License	30,000	10,000
	(b) Supplementary License (with L-5, L-5A, L-5C and L-12C).	30,000	Nil
15	L-5C	55,000	Nil
16	L-5D,-		
	i) Marriage palaces or banquet halls charging upto Rs. 25,000/- per function;	25,000	Nil
	ii) Marriage palaces or banquet halls charging from Rs. 25,001/- to Rs. 50,000/- per function;	50,000	Nil

	iii) Marriage palaces or banquet halls charging from Rs. 50,001/- to 1 Lac per function; and	1,00,000	Nil
	iv) Marriage palaces or banquet halls charging above Rs. 1,00,000/- per function	1,50,000	Nil
17	L-5E,-		
	(i) Corporation cities and areas falling within 5 Kms of their outer boundaries; and	50,000	Nil
	(ii) All types of Municipal Committees and other areas	25,000	Nil
18	L-10C	4,00,000	Nil
19	L-12-A		
	(a) Minimum fee	1,000 per license per day.	
	(b) Maximum fee	1,00,000 per license per day	
20	L-12C,-		
	(i) Members upto 2,000; and	2,75,000	Nil
	(ii) Members above 2,000	8,50,000	Nil
21	L-12CC	one third of annual license fee of the whole license and for function 10,000 per day	Nil
22	L-12E	10,000	1,000
23	L-13LLd L-13	27,500	1,000
24	L-14A	At the rate of Rs. 183/- per PL Basic license fee and at the rate of Rs. 74/- per PL Special license fee on total quota.	12 percent of the amount of license fee.

25	L-17,-		
	(i) Denatured Spirit (upto 500 BL); and	5,000	2,000
	(ii) Exceeding 500 BL	10 per BL	3,000
26	L-52,-		
	(i) PML		
	(a) Urban; and	30,000	Nil
	(b) Rural	6,000	Nil
	(ii) IMFL		
	(a) Corporation Area;	40,000	Nil
	(b) Other Urban Area; and	30,000	Nil
	(c) Rural	8,000	Nil

Note- Special license fee shall be deposited by the distillery at L-13 level before applying for permit for liquor. Retailer can also deposit last installment of special license fee in his name with prior approval of the Assistant Excise and Taxation Commissioner, incharge of the District and obtain permits against the receipts.

- (2) In addition to the fixed license fee, as stated in sub-rule (1), the following fees shall also be charged, namely:-
- (a) an extra license fee on Indian Made Foreign Liquor and imported foreign liquor including BIO brands as provided under rule 36-A;
 - (b) an additional license fee at the rate of twenty nine rupees per proof litre on Punjab Medium Liquor; and
 - (c) a special assessed fee at the rate of five rupees per proof litre on Punjab Medium Liquor 75 degree.

The above levies on Indian Made Foreign Liquor and Imported Foreign Liquor, including BIO brands and Punjab Medium Liquor, shall be charged from L-1/L-1A stage/ first stage of import by the other licensees and L-14A licensees, respectively, at the time of issue of

permits. Such, levies shall not be charged, if these levies have already been paid in the State of Punjab.

- (3) The L-2 and L-14A licensee shall lift his entire balance quota by 10th March, 2017. In case the licensee fails to lift any part of his quota, he would be required to deposit the license fee and all other levies under the Excise Act/Rules and Excise Policy by 15th March, 2017. In case of non-lifting of PML/IMFL/Beer quota from the L-13/L-1 vend, licensee would be liable to pay additional license fee/extra license fee/assessed fee and all other levies on the un-lifted quota at the rate applicable for PML and rate applicable to the lowest category of IMFL Brands and Assessed fee on Beer respectively but the licensee shall pay special license fee at the rate of Rs. 74/- Per PL on PML in respect of his 45% quota upto 30th September, 2016 and 100% quota upto 31st December, 2016. In case of late payment, an interest @ 1.5 % per month, to be calculated on daily basis, shall be charged upto 15th January, 2017. If he fails to do so, his vend shall be closed. Deputy Excise and Taxation Commissioner-cum- Collector shall take necessary action to recover the Government revenue as per law. After getting deposited the interest alongwith total revenue/fee/duty/levy, the Collector shall consider the issue to re-open the vend/group/zone.

Out of the proceeds of the additional license fee, Rs.11/- per proof litre shall be transferred to the dedicated fund for Education, Rs.10/- per proof litre shall be transferred to the dedicated fund of the Department of Sports for the development of sports and Rs.7/- per proof litre shall be transferred to the Cultural Development Fund, Punjab. The remaining Re.1/- per proof litre shall be transferred to the Authority (to be established by the Government) for Upkeep of Heritage Places. The amount shall be deposited in the Government treasury."

4. In the said rules, for rule 31, the following rule shall be substituted, namely:-
- "31. The assessed fee shall be levied on the following rates per bulk litre for Beer, Wine and Ready to drink beverages and per proof litre for Indian Made Foreign Liquor, Imported Foreign Liquor

including Bottled In Origin brands and Rum, namely :-

Kind of liquor	L-1, L-1A and L-1B	L-2B	L-2D	L-6, L-7 and L-8	L-3,L-4, L-5 and L-5C	L-3A, L-4A and L-5A	L-5B	L-1 (Canteen Store Depot), L-1 CRPF and L-1 ITBP	L-10C (Micro Brewery/ Brewery Pub	L-12C
Indian Made	-	-	--	6.20	375/-	-	-	375/-	-	375/-
Foreign Liquor										
Imported	-	375/-	--	8.80	375/-	-	-	375/-	-	375/-
Foreign Liquor (Bottled in origin)										
Wine	-	-	12/-	1.80	16/-	-	18/-	16/-	-	16/-
Indian Made Beer										
Light	22/-	-	-	0.10	33/-	33/-	-	72/-	-	33/-
Strong	28/-	-	-	0.10	33/-	33/-	-	72/-	-	33/-
Canned	25/-	-								
Imported Beer (Bottled in origin)										
Light	22/-	38/-	18/-	0.35	33/-	33/-	-	72/-	-	33/-
Strong	28/-	38/-	18/-	0.35	33/-	33/-	-	72/-	-	33/-
Cider	5.50/- per bottle		-	0.10	2.25/- per BL	-	-	2.25/- per BL	-	2.25/- per BL
Rum	-		-	0.35	-	-	-	127/-	-	-
Draught Beer (Strong and Light)	-		-	-	-	-	66/-	-	-	-
Supplied by Micro Brewery (B-1M)	-		-	-	-	-	13/-	-	45/-	-
Ready to drink beverages	20/-		-	-	20/-	20/-	20/-	20/-	-	20/-
Sweets and wines upto 13.5% v/v	4.50/-	16/-	12/-	-	18/-	-	-	-	-	-

5. In the said rules, in rule 35, for sub rules (1) and (2), the following sub-rules shall be substituted, namely:-

“(1) The following licenses may be granted on fixed fee by inviting applications for a Licensing Unit, namely:-

- (i) A license in Form L-2, for the wholesale and retail sale of foreign liquor, for consumption, off the premises and a model liquor shop in each Zone/Group of Municipal Corporation and 'A' class Municipal Committee for selling Indian Made Foreign Liquor/Imported Foreign Liquor/Beer/Ready to Drink Beverages and Wines shall be allowed to the licensee of the Zone/Group. The licensee would be required to provide neat and clean environment. These shops can also be opened in a well established departmental store or in any show room/ Malls. These shops shall be in addition to the regular shops in a Group and no additional fee should be charged from them. The license in Form L-2E shall be granted to these shops; and
- (ii) A license in Form L-14A for retail sale of country liquor (also called the Punjab Medium Liquor), for consumption, off the premises.

- (2) The Punjab Medium Liquor and Indian Made Foreign Liquor vends shall be disposed off as licensing units. A Licensing Unit in urban areas shall consist of one L-14A vend and one L-2 vend. In rural areas, a licensing unit may consist either of a single L-14A vend or a L-14A vend and L-2 vend. The licensing units shall be formed by the Collector with prior approval of Excise Commissioner, Punjab. The size of group or zone in financial terms, shall be as under:-

i	All Municipal Corporations (Corporation area and other Municipal Committee Area, Notified Area Committee and rural vends clubbed with the Corporation)	Upto Rs.20 crore.
ii	Urban areas, (Municipal Committees, Nagar Panchyats and Notified Area Committee or their combination and rural area vends which have been clubbed with this area)	Upto Rs.15 crore.
iii	Rural areas	Upto Rs. 6 crore.

The licensing units on above lines shall be formed by the Collectors-cum-Deputy Excise and Taxation Commissioners on the advice of the Assistant Excise and Taxation Commissioners and with the approval of the Excise and Taxation Commissioner, Punjab.

The license fee of a group or zone shall be the sum total of the license fee, prescribed for each of the units in that group or zone.

If it is found that applications have not been received for all the Units or groups or zones in a particular area, the Excise Commissioner may, if satisfied that a part of allotment of Units or Groups or zones in such area shall adversely affect the State revenue, or that it may impinge upon the smooth administration of excise laws in such area, he may cancel the allotment procedure for that particular area. To facilitate the re-allotment of such units or groups or zones, the Excise Commissioner may invite fresh applications with or without reorganizing the groups/zones. The groups or zones may be enlarged at this stage to include all the Units in that location or an area or a Municipal Corporation or a city.

After depositing the fee as specified in sub-rule (6) of rule 36,-

- (i) if successful applicant or allottee fails to deposit the balance amount of prescribed security;
- (ii) if there is no other person in the waiting list; and
- (iii) the number of successful allottees are less than the number of units or zones in that particular area, the procedure, as given in the foregoing paragraph, shall be followed:

Provided that the Excise and Taxation Commissioner may allow formation of Groups/Zones in a particular area of a size exceeding the financial limits prescribed above with prior approval of the Financial Commissioner (Taxation). In certain exceptional circumstances allotment may also be made through tender process with the reserve price approved by the Government.”.

6. In the said rules, in rule 36,-

(a) for sub-rule (2), the following sub-rule shall be substituted, namely:-

“(2) The application form for the grant of liquor vends shall be available in the office of the Assistant Excise and Taxation Commissioner (hereinafter referred to as AETC), In-charge

of the district. The application Forms can also be downloaded from the website of the department (www.pextax.com). In addition, these application forms shall also be available in various bank branches authorized by the department for receipt of application forms. The applicant can submit his application for any Licensing Unit/Group/Zone of any district in any of the bank branches. The cost of application forms shall be as under:-

(i)	A licensing unit or group of units of License fee upto Rs. 2 crore	Rs.15,000/-
(ii)	A zone/group of units of License fee upto Rs. 4 crore	Rs.25,000/-
(iii)	A zone/group of units of License fee upto Rs. 6 crore	Rs.35,000/-
(iv)	A zone/group of units of License fee upto Rs. 8 crore	Rs.45,000/-
(v)	A zone/group of units of License fee upto Rs. 10 crore	Rs.55,000/-
(vi)	A zone/group of units of L/fee above Rs. 10 crore	Rs.70,000/-

The fee shall not be refundable or adjustable. If the first or any subsequent allotment procedure is cancelled by the department or, any application form is rejected by the department being invalid and not put to draw of lots, then the amount of application fee shall be refunded to the concerned applicant, after deducting two thousand rupees per application as processing fee. Out of the total proceeds from the sale of application form, fifty percent shall be deposited in Development Fund constituted under the Punjab Development Fund Act, 2014 (Punjab Act No. 1 of 2015).

The application forms shall be serially numbered at three places, i.e. in the application form, in the slip of draw of lots and on the receipt, issued to the applicant."

- (b) for sub-rules(14), (15) and (16), the following sub-rules shall be substituted, namely :-

"(14) A successful applicant shall have to deposit twelve

percent of the license fee fixed for a licensing unit/zone/group as security. The allotment fee charged in the above manner shall be adjusted towards the twelve percent security, which shall be recovered in the following manner:-

- (i) Five percent within 48 hours of the draw of lots (The allotment fee paid shall be adjusted in this slab.)
- (ii) Seven percent within one week of the draw of lots or by 31st day of March, whichever is earlier.

The licensee can pay two percent amount of security by 7th of April with interest at the rate of one and a half percent per month (to be calculated on daily basis) with prior approval of Deputy Excise and Taxation Commissioner, Incharge of the Division.

- (15) After deducting the amount of twelve per cent security, the licensee is required to pay the remaining license fee, in nine installments i.e. nine per cent each in the month of April, May and June, ten per cent each in the month of July, August, September, October and November and eleven per cent in the month of December. Each monthly installment is payable by the close of last working day of each month. In case of late payment of any installment an interest at the rate of one and a half per cent, per month, to be calculated on daily basis, shall be charged in addition to the amount of penalty. If the entire license fee for the month is not paid by the fifteenth day of the next month, the license shall be deemed to have been suspended and vend(s) shall stand closed. The suspension of the license shall be revoked only after making payment of the balance of the installments alongwith interest and penalty. The suspended license shall be cancelled upto 30th of the month and thereafter re-allotment process shall be started as per law.
- (16) The amount of twelve per cent security shall be adjustable towards the license fee and thereafter, the remaining amount of license fee i.e. eighty eight per cent would be deposited. The permits of PML, IMFL

and Beer would be issued after depositing the proportionate license fee to be calculated at a rate Rs.257/- per proof litre for IMFL, PML and Rs.22/- per bulk litre for Beer. However, this condition shall not be applicable in case of permits for wine and ready to drink beverages. License fee of Rs 257/- of PML shall be divided into two parts i.e. Rs. 183/- per PL to be paid by retail licensee and remaining Rs. 74/- per PL as special license fee shall be deposited by the distillery at L-13 level before applying for permit for liquor. Retailer can also deposit last installment of special license fee in his name with prior approval of the Assistant Excise and Taxation Commissioner, incharge of the District and obtain permits against the receipts."

- (c) in sub-rule (28), for the figures "2015", wherever occurring, the figures "2016" shall be substituted.
- (d) in sub-rule (30), in the existing proviso, for the figures "2015", the figures "2016" shall be substituted;
- (e) for sub-rule (38), the following sub-rule shall be substituted, namely:-

"(38) (a) Twenty per cent of the total quota of PML shall be lifted by a L-14A licensee from the distillery and a distillery in pipe line or their L-13 out lets, specified and allocated to him by the Excise Commissioner and the remaining eighty per cent of the said quota, may be lifted by him from any distillery of his choice. In case of open quota distillers shall be allowed to fix their price upto 15 % over and above the EDP of the fixed quota. Any management of the distillery that opts for this shall inform the Excise and Taxation Commissioner regarding their increased rates upto 25th of March, 2016. These rates shall remain same throughout the year. The EDP shall not be changed by the distilleries during the currency of the financial year. The licensee shall lift his allotted quota of PML, IMFL quarter wise as under:-

- (a) Upto the end of 1st Quarter – 20%

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- | | | |
|-----|-----------------------------|--------|
| (b) | Upto the end of 2nd Quarter | – 40% |
| (c) | Upto the end of 3rd Quarter | – 75% |
| (d) | Upto 10.03.2017 | – 100% |

The licensee shall lift his allotted quota of Beer quarter wise as under:-

- | | | |
|-----|-----------------------------|--------|
| (a) | Upto the end of 1st Quarter | – 25% |
| (b) | Upto the end of 2nd Quarter | – 55% |
| (c) | Upto the end of 3rd Quarter | – 70% |
| (d) | Upto 10.03.2017 | – 100% |

Only that quota shall be treated as lifted against which excise pass has been issued. In case, the licensee fails to lift his fixed quota of PML at the end of any quarter then permits for any type of country liquor for the next quarter shall not be issued to him.

(b) The licensee shall have the option to inter change ten per cent of his basic quota of Indian Made Foreign Liquor to Punjab Medium Liquor and vice-versa. While changing quota of Punjab Medium Liquor to Indian Made Foreign Liquor, the licensee shall pay the difference of levies i.e. basic license fee and special license fee of PML and all levies leviable on IMFL. While changing quota of IMFL to PML, the licensee shall pay license fee of IMFL and additional licensee fee of PML.

(c) the licensees having L-2 vends attached to their units may be given the option to convert ten percent of the quota of Punjab Medium Liquor to Indian Made Foreign Liquor subject to the following conditions:-

(i) this option may be exercised only in respect of own registered brands of Indian Made Foreign Liquor of the distilleries, subject to the condition that the Ex-distillery Price (EDP) of such Indian Made Foreign Liquor is not more than Rs.1200/- per case.

(ii) the total conversion allowed under this provision for any single distillery shall not be more than 10.00 lac PL.

(iii) the Extra License Fee on such conversion shall be charged at half the rate applicable to the brands of IMFL to be lifted. However, other levies shall have to be charged as applicable on IMFL.”.

(iv) this option shall not be available to Licensees who have only L-14A vend/vends in their licensing units; and

(v) the conversion from PML to IMFL shall only be from the open 80% quota of PML, which may be lifted from any of the D-2 licensee who are producing their own registered IMFL brands:

Provided that the quota for a distillery in pipe line shall be applicable only in those cases where a Letter of Intent has been granted for a distillery and a bottling plant, and not for a bottling plant alone, and the work on the distillery is completed to the extent of 75 per cent. This facility shall be available up to a maximum period of six months or till a proper D-2 License is obtained, whichever is earlier. At the expiry of a period of six months, if a D-2 license is not issued in favour of the distiller, the facility of allocation of fixed quota and the open quota, shall be withdrawn without issuing any notice.”.

(f) for sub-rule (39), the following sub-rule shall be substituted, namely:-

“(39) A licensee shall also be allowed to lift additional quota upto 20% of the basic quota of Punjab Medium Liquor, Indian Made Foreign Liquor and Beer, if he has lifted the entire allotted quota of PML, IMFL and Beer and has paid full license fee for the year. The additional quota of PML shall be available on payment of additional license fee and Rs.30/- per proof litre as additional quota fee and for additional quota of IMFL all levies leviable on IMFL (extra license fee, permit fee and departmental development cess payable at L-1 stage) and Rs.30/- per proof litre as additional quota fee. For Beer additional quota shall be available on payment of assessed fee only.”.

- (g) for sub-rule (43), the following sub-rule shall be substituted, namely:-

"(43) State regulated liquor quota allocated to the retail licensee, which is sold and purchased amongst themselves as Uchanti sale shall be regularized. The licensee shall be allowed to sell or purchase upto 20 per cent of liquor quota from his allotted quota to L-14A licensee at any time during the year. He shall have to pay the entire excise levies, which are leviable on selling of this quota. No other additional excise levies shall be paid by L-14A licensee purchasing this quota. Joint application shall be filed by the selling and purchasing Licensees to the ETO(Excise) of the selling district. On the basis of this application, the AETC/ETO of the selling district shall issue a pass in the name of L-14A licensee of the purchasing district (pass shall be generated through system). On the basis of such pass, licensee of the purchasing district can lift liquor from L-14A licensee of the selling district."

- (h) for sub-rule (44), the following sub-rule shall be substituted, namely:-

"(44) Regarding carried forward quota/stock, licensee can take carried forward quota/stock in addition to the quota of the next year. In this case he shall be required to pay the differential amount between the license fee in the current year and license fee in the previous year. In case there is any increase in the levies viz additional license fee on PML and extra license fee, permit fee and department development cess on IMFL, then, he shall be required to pay that increase also.

Note- In case licensee is unable to get work at his existing place, he shall be allowed to take quota to his new place. In case he does not get work at any place in the State, he shall be allowed to transfer carried forward quota/stock to the new licensee

with the prior permission of the Collector. The licensee shall give information of his unsold/carry forward quota to Assistant Excise and Taxation Commissioner of his district upto 31st March."

7. In the said rules, for rule 36-A, the following rule, shall be substituted, namely:-

“36-A. Sale price, license fee and quota of P.M.L., I.M.F.L. and Beer.-

- (1) The Punjab Medium Liquor of 50 degree, Rum/Gin/whisky of 65 degree and 75 degree shall be allowed to be sold at PML vends.
- (2) The minimum and maximum retail sale price in respect of Punjab Medium Liquor 50 degree, 65 degree and 75 degree shall be as under:-

Sr. No.	Type of liquor	Minimum Retail sale Price			Maximum Retail sale Price		
		Quart	Pint	Nip	Quart	Pint	Nip
1	PML 50 degree except areas at Sr. No. 2 below	160.00	85.00	52.00	185.00	97.00	58.00
2	PML 50 degree for Ludhiana, Jalandhar, Patiala and Amritsar districts.	170.00	90.00	55.00	195.00	102.00	63.00
3	Rum/Gin/Whisky 65 degree except areas at Sr. No. 4 below	210.00	115.00	65.00	230.00	125.00	74.00
4	Rum/Gin/Whisky 65 degree for Ludhiana, Jalandhar, Patiala and Amritsar districts.	220.00	120.00	70.00	245.00	132.00	78.00
5	PML 75 degree	240.00	130.00	73.00	265.00	143.00	83.00

- (3) (i) The Indian Made Foreign Liquor/Imported Foreign Liquor, to be sold in the State of Punjab, shall be classified on the basis of Ex-Distillery Price (EDP) range with extra license fee, specified against each,namely:-

Serial No.	EDP range of IMFL/IFL (in rupees)	Rate of extra license fee (ELF) in rupees per PL
1	EDP upto 650	38/-

(CHTR 4, 1938 SAKA)

2	EDP 651 to 950	44/-
3	EDP 951-1200	55/-
4	EDP 1201-1400	66/-
5	EDP 1401-1500	80/-
6	EDP 1501-2500	82/-
7	EDP 2501-3500	110/-
8	EDP 3501-4500	120/-
9	EDP 4501-7000	200/-
10	EDP above 7000	240/-

(ii) The extra license fee on Indian Made Foreign Liquor, Imported Foreign Liquor including Bottled in Origin brands, shall be charged at L-1/L-1A stage/first stage of import by the other licensees.

(iii) Minimum and maximum retail sale price band of Indian Made Foreign Liquor/Imported Foreign Liquor for Quart (750ML), Pint (375ML) and Nip (180ML), shall be as under, namely:-

Sr. No.	EDP range per case	Minimum Retail sale Price (in Rupees)			Maximum Retail sale Price (in Rupees)		
		Quart	Pint	Nip	Quart	Pint	Nip
1	2	3			4		
1	601-700	314	159	84	361	185	95
2	701-800	332	168	89	382	195	100
3	801-900	344	174	92	396	202	104
4	901-1000	365	185	97	420	214	110
5	1001-1100	378	191	100	435	222	113
6	1101-1200	390	197	103	449	229	117
7	1201-1300	412	208	109	474	241	123
8	1301-1400	424	214	112	488	248	127
9	1401-1500	448	226	118	515	262	134
10	2001-2100	524	264	137	603	306	155
11	2501-2600	609	307	158	700	355	180
12	2801-2900	646	325	167	743	376	190
13	2901-3000	658	331	170	757	383	194
14	3001-3100	671	338	173	772	390	198

(CHTR 4, 1938 SAKA)

15	4001-4100	802	403	206	922	466	235
16	5001-5100	992	498	254	1141	575	290
17	6001-6100	1116	560	285	1283	646	326
18	11001-11100	1766	885	447	2031	1020	512
19	20001-20100	2877	1441	725	3309	1659	832

The Minimum and Maximum Retail Sale Price shall be fixed by the Excise and Taxation Commissioner for each brand at the time of label Approval/Registration.

The minimum and maximum retail sale price of those categories, which have not been covered in above table shall be fixed on the basis of the above formula. It shall be mandatory for the licensee to display the rates of the brands on a board on his vend. The Excise Commissioner, Punjab may issue instructions from time to time for any other brands to be displayed as per requirement. If at any stage EDP of any brand changes its minimum and maximum retail sale price, shall also be changed as per the formula. Minimum and maximum retail sale price for a different size of bottle/container, other than those mentioned above, shall be fixed proportionate to their volumes based on the minimum and maximum retail sale price fixed for 750 ml, 375 ml and 180 ml by the Excise Commissioner, Punjab.

- (4) The minimum and maximum retail sale price of Beer per bottle of 650 ML at L-14A and L-2 vends shall be as under:-

Serial No.	Type of Beer	Minimum Retail Sale Price (In Rupees)	Maximum Retail Sale Price (In Rupees)
1.	Light Beer with Alcholic Strength upto 5.25 percent v/v	80/-	100/-
2.	Strong Beer with Alcholic Strength exceeding 5.25 percent v/v upto 8.25 percent v/v	100/-	120/-

Minimum and maximum retail sale price of Can beer, shall be fixed at the time of registration of brands by the Excise Commissioner, Punjab:

Provided that in case a licensee is found guilty of selling the liquor

in contravention of the prices fixed as mentioned in sub-rules (2),(3),(4) above, he shall be liable for the following action, namely:-

For 1st offence	Penalty of Rs. Three lac ;
For 2nd offence	Penalty of Rs. Ten lac; and
For 3rd or subsequent offences	Suspension of the license of licensing unit or group or zone for one week.

- (5) Maximum retail sale price of IMFL to be supplied at marriage palaces shall be as under :-

Serial No.	Name of Popular Brands	Maximum Retail Sale Price (In Rupees) for a case of 12 Bottles
1	BAGPIPER	3300
2	Officer Choice	3300
3	MCD NO.1	3700
4	IMPERIAL BLUE	3700
5	ROYAL STAG	4350
6	SIGNATURE	6900
7	BLENDERS PRIDE	7000
8	100 PIPER	13900
9	BLACKDOG Triple Gold Reserve	22200
10	JOHNY WALKER BLACK LABEL	34500

The Maximum retail sale price of those brands, which have not been covered in above table shall be fixed by the Excise Commissioner, Punjab. It shall be mandatory for the licensee not to sell liquor to be served in marriage palaces on the rates more than those mentioned above. :

Provided that in case a licensee is found guilty of selling the liquor in contravention of the price fixed above then, a penalty of Rupees One Lac shall be imposed upon him. In case of repeated violation, the penalty shall be double the amount imposed during the previous violation and on violation for the third time, his vend shall be closed for one month.

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- (6) The value of one licensing unit in terms of license fee shall be upto two hundred Lac rupees. The fee of more than one group/zones in Corporation and other urban area or Nagar Panchayat shall be kept the same, as far as possible, with a variation of ten percent. The quota of PML shall be 1030 lacs proof litre and that of IMFL shall be 475 lacs proof litre and that of Beer shall be 330 lacs bulk litre. Canned Beer shall not be included in the quota of Beer. In addition to his quota of Beer licensee can lift Can Beer upto 50% of his quota of Beer. No license fee shall be leviable on Canned Beer.
- (7) A successful allottee shall get the vend premises approved before actually operating the vend. Approval shall be accorded automatically in respect of the vend where a vend is functioning during the year 2015-16. For any other place the approval of the department shall be required before a licensee is to operate the vend. L-2 vends shall be allowed to be operated in the premises of the L-14A vend only and not under a separate roof (except for Model Shops). The site of liquor vends which are covered by the orders passed by courts shall not be approved on the basis of the above provision. The licensee shall be bound to obey the orders passed by the Hon'ble Courts."
- 8 In the said rules, rule 36-B shall be omitted.
9. In the said rules, in rule 37,-
- (i) after condition (9-B), the following proviso shall be added, namely :-
- "Provided that the educational institution should be recognized. If any new recognized educational institution or religious shrine opens during the year, then, this condition, in respect to such for that institution/ shrine, shall be considered in the next financial year."
- (ii) for condition (28-A), the following condition shall be substituted :-
- "(28-A) All types of PML 50 degree , 65 degree and 75 degree with a capacity of 750 ML, 375 ML and 180 ML are allowed in glass bottles and pet bottles with the grammage as prescribed by the Government in the Ex-distillery Issue Price. IMFL of 75 degree with a capacity of 750 ML, 375 ML and 180 ML is allowed in glass bottles and pet bottles. The pet bottles of only food grade shall be allowed to be used."

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- 10 In the said rules, in rule 38,-
- (a) in special condition (1), for existing clause (e), the following clause shall be substituted namely:--
- "(e) The licensee shall purchase Indian Made Foreign Liquor, Beer, Wine and Ready to Drink Beverages (Indian and Imported) from L-1A licensee."
- (b) for special condition (1-A), the following special condition shall be substituted, namely:--
- "(1-A) (i) A license in Form L-1A(IMFL) for the wholesale vend of Indian Made Foreign Liquor (except Beer), Wine and Ready to drink beverages to the L-1 licensee only, authorized to purchase liquor from distilleries, bottling plants and Wineries (Manufacturing units of IMFL, Wine and RTD) from both within and outside the State:
- (a) The licensee shall purchase Indian Made Foreign Liquor (except Beer), Wine and Ready to drink beverages from distilleries, bottling plants and Wineries (Manufacturing units of IMFL, Wine and RTD) from both within and outside the State and sell to L-1 licensees only of the State ;
- (b) The licensee shall obtain consent/authority letter from concerned manufacturing unit/company;
- (c) The manufacturing unit/company shall not give/issue authority/consent letter to more than one person/company/firm/institution;
- (d) The manufacturing unit/company shall issue consent letter to such person/company/firm/institution who/which is at arms length distance from the manufacturing unit/company i.e. he should not be the promoter/Director/partner etc. in the liquor manufacturing unit/company or not its holding, subsidiary, closely held company fully/partially owned/financed / managed firm/company;
- (e) Licensee shall maintain accounts of receipts and supply of liquor;
- (f) No breakage shall be allowed to a licensee;
- (g) The licensee shall provide separate excise office for Excise Inspector within the premises; and
- (h) Licensee shall install CCTV Cameras on the premises.

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- (ii) L1-A (BIO) Whole sale vend of Imported Foreign Liquor (BIO Brands) to the L-1 and L-1B licensees only, authorized to purchase and import foreign liquor (BIO brands) from custom bond both within and outside the State;
 - (a) Only L-1A (IMFL) license holder can apply for this license.
 - (iii) L-1A (Beer) Whole sale vend of Beer, to the L-1 licensee only authorized to purchase Beer from breweries both within and outside the State;
 - (a) The conditions applicable to license L-1A (IMFL) shall apply to this license."
 - (c) in special condition (1-B), in clause (a), the letters, sign and figure "L-1A" shall be omitted.
 - (d) for special condition (2-E), the following special condition shall be substituted, namely:--

"(2-E) (Model Shop)—A license in Form L-2E for the whole sale and retail vend of Indian Made Foreign Liquor/Imported Foreign Liquor/Beer/Ready to Drink Beverages/Wines for consumption off the premises;

 - (a) The license shall not be renewable;
 - (b) The licensee shall sell Indian Made Foreign Liquor/Imported Foreign Liquor/Beer/Ready to Drink Beverages/Wines for consumption off the premises; and
 - (c) The licensee shall be required to provide neat and clean environment."
 - (e) after special condition (5-C), the following special condition shall be inserted, namely:-

"(5-CC) An additional license in Form L-5CC for the additional retail vend of foreign liquor including Beer, Wine and Ready to Drink Beverages in a hotel below 3 star category (supplementary in Form L-3, L-4 and L-5) and restaurants (supplementary in Form L-4 and L-5) for consumption on the premises;

 - (a) The licensee shall sell foreign liquor including Beer, Wine and Ready to Drink Beverages in retail for consumption on his licensed premises;
 - (b) The licensee shall not set up or maintain on his licensed

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- premises any additional Bar, without obtaining a separate license;
- (c) The licensee shall maintain account of receipts and sales in form L-23 and shall at the end of each month prepare and submit to the Excise Inspector a monthly abstract of receipts and sales in form M-66; and
- (d) His annual turnover should be Rupees 30 lacs or above."
- (f) the special condition (14-A), shall be re-numbered as (14-AA) and before the special condition (14-AA), so re-numbered, the following special condition (14-A) shall be added, namely:-
- "(14-A) L12-CC- An additional license for the retail vend of foreign liquor including Beer, Wine and Ready to Drink beverages at a club or in the lawns attached to that club.
- (a) The license fee for this license shall be one third of the fee for the full license;
- (b) The licensee shall be authorized to sell foreign liquor at the club for its members, their guests and persons participating in the program/function with a fee of Rs.10,000 per day ; and
- (c) The licensee shall not sell liquor to the students of all ages and other persons below twenty five years of age even if they are members of the club."
- (g) in special condition (15),-(i) in the existing clause (e), for the words "rupees twenty five thousand" the words" rupees twenty seven thousand and five hundred" shall be substituted; and
- (ii) after clause (n), the following clause shall be added, namely :-
- "(o) The L-13 licensee shall not violate the conditions of the license. For any violation of Excise Laws or Rules, the L-13 vend shall immediately be closed, for one month on the first offence or Rs 5.00 Lac as penalty or both and for three months on the second offence or Rs 10.00 Lac as penalty or both. On the third offence the license L-13 shall be cancelled and in extreme conditions, the Competent Authority may revoke this license by giving reasons to be recorded in writing on deposit of penalty of atleast Rs. 25 Lac."

RAJAT AGARWAL,
Excise Commissioner, Punjab.

Regd. No. NW/CH-22

Regd. No. CHD/0092/2015-2017

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